



App. No. 10/037,977  
Amdt. Dated June 27, 2005  
Reply to Office Action of April 5, 2005

Corres. and Mail  
**BOX AF**

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**RESPONSE UNDER 37 C.F.R. §1.116**  
**EXPEDITED PROCEDURE**  
**EXAMINING GROUP 3731**  
Atty. Docket No:1273CIPCONFWCCONIII  
(203-589CIPCONFWCCONIII)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): David A. Nichols et al. EXAMINER: Sarah K. Webb  
SERIAL NO.: 10/037,977 GROUP: 3731  
FILED: November 9, 2001 DATED: June 27, 2005

FOR: **ARTICULATING ENDOSCOPIC SURGICAL APPARATUS**

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
**Mail Stop: Amendment**

**RESPONSE TO FINAL OFFICE ACTION**

Sir:

In response to the Final Office Action mailed April 5, 2005, please consider the following  
remarks:

**Remarks/Arguments** begin on page 2 of this paper.

**CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 27, 2005.

Dated: June 27, 2005

Christopher G. Trainor  
Christopher G. Trainor



Atty. Docket No. 1273CIPCONFWCCONIII  
(203-589CIPCONFWCCONIII)

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
**Mail Stop: Amendment**

**AMENDMENT TRANSMITTAL FORM**

Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☐ Small entity status of this application under 37 C.F.R. §1.9 and 1.27 has been established by a verified statement previously submitted.
- ☐ A verified statement to establish small entity under 37 C.F.R. §1.9 and 1.27 is enclosed.
- ☐ No additional fee is required.

For	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate (Small Entity)	Addit. Fee	Rate	Addit. Fee
TOTAL CLAIMS*	10	20	0	x 25 =	\$0	x 50 =	\$0
INDEPENDENT CLAIMS	2	3	0	X 100 =	\$0	x 200 =	\$0
<input type="checkbox"/> First Presentation of Multiple Dep. Claim				180		+ 360	\$0

\* If the entry in Col. 1 is less than entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, enter "20".

\*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The Highest No. Previously Paid For" (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Mail Stop: Commissioner of Patents, P.O. 1450, Alexandria, VA 22313-1450 on June 27, 2005.

Dated: June 27, 2005

  
Christopher G. Trainor

- ☐ Please charge Deposit Account No. 21-0550 in the amount of \$\_\_\_\_\_. Two (2) copies of this sheet are enclosed.
- ☐ A check in the amount of \$ \_\_\_\_\_ is enclosed.
- ☒ Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. "1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. 21-0550. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 21-0550 therefor. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

Respectfully submitted,

*Christopher G. Trainor*

Christopher G. Trainor  
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